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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION  
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12 UNITED STATES OF AMERICA, ,

13 Plaintiff,

14 v.

15 CITY OF ALAMEDA, et al.,

16 Defendants.

17 BAYKEEPER, INC., d/b/a SAN FRANCISCO  
18 BAYKEEPER, Intervenor-Plaintiff.

No. 4:09-CV-05684-RS

~~[PROPOSED]~~ ORDER GRANTING  
STAY

19 **[PROPOSED] ORDER GRANTING STAY**

20 Whereas, good cause appears:

21 Pursuant to Stipulation, IT IS ORDERED that:

- 22 1. The stay previously granted in this matter is hereby extended to and including August  
23 15, 2011, under the terms and conditions set forth herein. All litigation activity shall  
24 continue to be stayed in *United States v. City of Alameda, et al.*, USDC N.D. Cal.  
25 Case No. CV 09-05684 CW to and including August 15, 2011.

- 26 a. No party will file motions or initiate discovery.  
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c. The time for Defendants to respond in any way to Baykeeper's complaint in intervention will be tolled while the stay is in effect, and Defendants preserve all options and arguments for any response to Baykeeper's complaint in intervention.

3. Until a new Scheduling Conference is scheduled sometime after August 15, 2011, the parties will not hold their Conference under Fed. R. Civ. P. 26(f) and will not make disclosures under Rule 26(a).

5. Baykeeper shall continue to have the right to participate in negotiations with the United States, Water Boards, and the Defendants regarding the Stipulated Order for Preliminary Relief. During the stay period, Baykeeper shall receive copies of any documents or plans due under the current Administrative Orders issued to Defendants on or about November 18, 2009, and shall have the opportunity to comment on those documents and plans.

Date: 6/27/11

  
United States District Judge